

From: Walt Pennington
To: Microsoft ATR
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Subject: Microsoft Settlement

The settlement is deficient in future prevention of monopolistic behavior and in failure to impose a financial penalty for past conduct.

Microsoft is a determined monopolist with a history of abusing its monopoly power for financial benefit. Microsoft's suffocation of new technologies by its tying practices, and its failure to integrate with new competing products should be penalized financially. Microsoft should pay a fine in excess of \$500,000,000 or one in quality to that of price fixer Archer Daniels Midland. Profit seeking monopolists rarely renounce abusive desires, but removing financial incentives from abusive behavior will encourage future restraint from abusive monopolistic practices.

Microsoft Windows OS and Microsoft software must be open to integration with competing operating systems and software. Microsoft must allow integration with components such as those from competitors Apple/Mac and Gnu/Linux.

Prohibit Microsoft's retailer mandate to charge for Windows OS even if Windows OS is not installed on the computer.

Windows OS, Windows Media Player, Internet Explorer must be separate components, and cannot be integrated. If an end user wishes to use these, it should have the option to add, but middleware such as Opera and Netscape have the same access to integration with Windows OS as Microsoft.

All Microsoft applications must be open to being configured for use on Apple/Mac and Linux.

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